

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 2005-402-C, 2005-403-C, 2005-404-C, 2005-405-C and 2005-406-C

ORDER NO. 2006-370

JUNE 12, 2006

IN RE:	Docket No. 2005-402-C – Time Warner)	ORDER GRANTING
	Cable Information Services (South Carolina),)	ORAL ARGUMENTS
	LLC,)	
	Complainant/Petitioner,)	
	vs.)	
	St. Stephen Telephone Company,)	
	Defendant/Respondent.)	
)	
	Docket No. 2005-403-C – Time Warner)	
	Cable Information Services (South Carolina),)	
	LLC,)	
	Complainant/Petitioner,)	
	vs.)	
	Farmers Telephone Cooperative, Inc.,)	
	Defendant/Respondent.)	
)	
	Docket No. 2005-404-C – Time Warner)	
	Cable Information Services (South Carolina),)	
	LLC,)	
	Complainant/Petitioner,)	
	vs.)	
	Home Telephone Company, Inc.,)	
	Defendant/Respondent.)	
)	

Docket No. 2005-405-C – Time Warner)
Cable Information Services (South Carolina),)
LLC,)
Complainant/Petitioner,)
)
vs.)
)
PBT Telecom, Inc.,)
Defendant/Respondent.)
)
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Docket No. 2005-406-C – Time Warner)
Cable Information Services (South Carolina),)
LLC,)
Complainant/Petitioner,)
)
vs.)
)
Fort Mill Telephone Company,)
Defendant/Respondent.)
)
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This matter comes before the Public Service Commission of South Carolina (the Commission) on a request by Time Warner Cable Information Services (South Carolina), LLC (TWCIS) to schedule oral arguments in the pending complaint proceedings. On December 28, 2005, Time Warner Cable Information Services (South Carolina), LLC (Time Warner or Complainant) filed complaints with the Commission against the following companies; St. Stephen Telephone Company, Farmers Telephone Cooperative, Inc., Home Telephone Company, Inc., PBT Telecom, Inc., and Fort Mill Telephone Company (Defendants). Upon the complaint filings, the Commission established Docket Nos. 2005-402-C through 2005-406-C to address each complaint of Time Warner and

subsequently consolidated the dockets for hearing purposes,¹ and such hearing was scheduled for June 27-29, 2006.

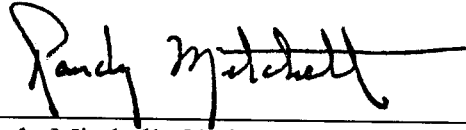
On May 12, 2006, the Defendants filed a Joint Motion to Dismiss or, in the Alternative, Hold Proceedings in Abeyance. Thereafter, on May 24, 2006, TWCIS filed Motion for Summary Disposition. To address the legal issues raised by both motions, TWCIS requests an opportunity for the parties to present argument regarding the motions. According to TWCIS, counsel for the Defendants and counsel for the Office of Regulatory Staff (ORS) have agreed to oral arguments, and they have further agreed that there is no reason for an evidentiary hearing to be held next month as scheduled. TWCIS states that the parties have also agreed to and request that oral arguments on the motions be held on Wednesday, June 28, 2006.

The Commission believes that oral arguments will aid in our examinations and deliberations. We hereby direct the Commission Staff to schedule such arguments for Wednesday, June 28, 2006, to begin at 11:00 a.m., so that we may listen to the requisite points contained in the motions and any counterpoints that may be made by the parties, and, further, to make inquiries of the parties as may be necessary to further our understanding of the issues contained in the motions. Additionally, the evidentiary hearing scheduled for June 27-29, 2006, is hereby cancelled.

¹ See Commission Order No. 2006-149, dated March 3, 2006.


This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Randy Mitchell, Chairman

ATTEST:



G. O'Neal Hamilton, Vice Chairman

(SEAL)